

Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence of
the Grand Jury and FILED in the U.S.
DISTRICT COURT at Seattle, Washington.

The Honorable Robert J. Bryan

January 14 2016
WILLIAM M. McCOOL, Clerk
By [Signature] Deputy

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAY MICHAUD,

Defendant.

NO. CR15-5351RJB

SUPERSEDING INDICTMENT

The Grand Jury charges that:

COUNT 1
(Possession of Child Pornography)

On or about July 10, 2015, at Vancouver, within the Western District of Washington, and elsewhere, JAY MICHAUD did knowingly possess matter that contained visual depictions—other than those alleged in Counts 2 and 3—the production of which involved the use of minors engaging in sexually explicit conduct, and the visual depictions were of such conduct, that had been mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which had been produced using materials that had been mailed and shipped and

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1 transported in and affecting interstate and foreign commerce by any means, including by
2 computer, and the images of child pornography involved include images of a
3 prepubescent minor and a minor who had not attained 12 years of age.

4 All in violation of Title 18, United State Code, Section 2252(a)(4) and 2252(b)(2).

5 **COUNT 2**
6 **(Receipt of Child Pornography)**

7 On a date unknown, but between February 21, 2015 and March 2, 2015, at
8 Vancouver, within the Western District of Washington, and elsewhere, JAY MICHAUD
9 did knowingly receive, and attempt to receive, visual depictions the production of which
10 involved the use of minors engaging in sexually explicit conduct, and the visual
11 depictions were of such conduct, using any means and facility of interstate and foreign
12 commerce and which images had been mailed and shipped and transported in and
13 affecting interstate and foreign commerce by any means, including by computer.

14 All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

15
16 **COUNT 3**
17 **(Receipt of Child Pornography)**

18 On or about June 18, 2015, at Vancouver, within the Western District of
19 Washington, and elsewhere, JAY MICHAUD did knowingly receive, and attempt to
20 receive, visual depictions—to wit, (1) ca-73-48.jpg; (2) ca-73-52.jpg; (3) ca-75-56.jpg;
21 (4) ca-81-58.jpg; and (5) ca-85-69.jpg—the production of which involved the use of
22 minors engaging in sexually explicit conduct, and the visual depictions were of such
23 conduct, using any means and facility of interstate and foreign commerce and which
24 images had been mailed and shipped and transported in and affecting interstate and
25 foreign commerce by any means, including by computer.

26 All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).
27
28

ASSET FORFEITURE ALLEGATION

Upon conviction of the offenses alleged in Counts 1-3 of this Indictment, JAY MICHAUD shall forfeit to the United States, pursuant to Title 18, United States Code, Section 2253, any property, real or personal, used or intended to be used to commit or promote the commission of such offenses, or any property traceable to such property, and any and all visual depictions as described in Title 18, United States Code, Sections 2251, 2252, and 2252A, which were produced, transported, mailed, shipped, or received, in violation of Chapter 110, Title 18, United States Code, including but not limited to:

- a. Any and all images of child pornography, in whatever format and however stored;

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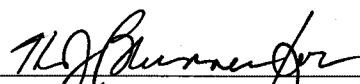
- b. a SanDisk Ultra USB 3.0 32 Gigabyte thumb drive;
c. a SanDisk Cruzer 2 Gigabyte flashdrive.

A TRUE BILL: 1-14-2016


DATED:

*Signature of foreperson redacted
pursuant to the policy of the Judicial
Conference of the United States*

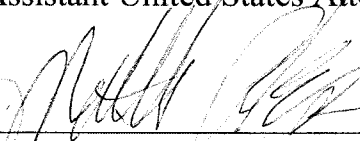
FOREPERSON



ANNETTE L. HAYES
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MATTHEW P. HAMPTON
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